

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent of Rodenburgh *et al.*

Patent No.: 6,001,296

Issued: December 14, 1999

Application No.: 08/824,943

Docket No.: 355940.00040-01

Title: *Apparatuses and methods for  
controlling the fill of tooling cavities*

In the Office of Petitions

**AFFIDAVIT OF MARIE A. BARTOS  
IN SUPPORT OF REQUEST FOR  
RECONSIDERATION OF PETITION DECISION**

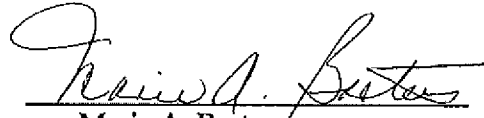
I, Marie A. Bartos, do hereby declare as follows:

1. I am an employee of Lehigh University in the Office of Technology Transfer, Entrepreneurial Research and Education, at 354 Whitaker Laboratory, 5 East Packer Avenue, Bethlehem, PA 18015-3181. My job title is "Administrative Coordinator." I have been employed in this capacity since at least June 1, 2008.
2. Lehigh University is the Assignee of the entire right, title, and interest in the above-captioned patent application, as evidenced by the Assignment recorded in United States Patent & Trademark Office ("USPTO") records at Reel 01569, Frame 0029.
3. I have personal knowledge of the Petition to Accept Unintentionally Delayed Payment of Maintenance Fee in an Expired Patent (the "Petition") that was filed in the above-captioned matter on June 10, 2008, including payment to the USPTO of \$2820.00, which payment was made by credit card.
4. I am aware that the Petition was denied on July 11, 2008. I am further aware that Lehigh University has instructed its attorneys at the law firm of Saul Ewing LLP to prepare and submit a Request for Reconsideration of the Petition decision. My purpose in making this Affidavit is to provide evidence that the required USPTO fees as provided by 37 C.F.R. § 1.20(f) and 37 C.F.R. § 1.20(i)(2) have been previously paid.
5. Attached hereto as Exhibit 1 is a redacted copy of the account statement for the aforementioned credit card, which reflects the payment of \$2820.00 to the USPTO. In order to comply with the transaction limits associated with this credit card, these monies were split into two transactions: A first transaction in the amount of \$2000 and a second transaction in the amount of \$820.

6. As noted in the Petition (a copy of which is attached hereto as Exhibit 2), these monies were intended as payment for the 8<sup>th</sup> year Maintenance Fee as provided by 37 C.F.R. § 1.20(f) in the amount of \$1,180.00 (small entity status), in addition to the surcharge for accepting a maintenance fee after expiration of a patent for unintentional non-timely payment of a maintenance fee as provided by 37 C.F.R. § 1.20(i)(2) in the amount of \$1,640.00, for a total of \$2820.00.
7. Although the Petition was denied, none of these monies have been returned to Lehigh University.
8. I acknowledge that purposefully making any materially false, fictitious, or fraudulent statement or representation may jeopardize the enforceability of the above-captioned patent pursuant to 18 U.S.C. § 1001.

I declare that to the best of my knowledge, the foregoing is true and correct.

July 28, 2008

  
Marie A. Bartos